

FISCAL NOTE

HB 3212 - SB 3577

March 4, 2006

SUMMARY OF BILL: Creates a new offense for a person to knowingly transmit child pornography or a death threat using any telephone or computer system. The penalty for committing this offense depends on the value of the property or service and ranges from a Class A misdemeanor to a Class B felony. Eliminates existing Class C misdemeanor of unauthorized computer access. States that accessing computers for purposes other than the listed offenses does not constitute an offense.

ESTIMATED FISCAL IMPACT:

Increase State Revenues – Not Significant

Increase State Expenditures – Not Significant

Local Govt. Revenues – Net Impact - Not Significant

Local Govt. Expenditures – Net Impact - Not Significant

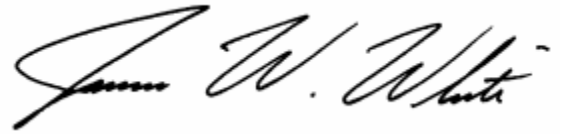
Assumptions:

- The bill incorporates existing law that grades the offense according to the monetary value of property or services. According to the District Attorneys General Conference, it is not possible to place a monetary value on the new offense involving death threats. It therefore is not possible to grade this offense and no incarceration cost can be estimated.
- Transmission of child pornography will continue to be prosecuted as other offenses with more severe penalties. Hence, there will be no increased incarceration costs as a result of this new offense.
- There will not be a sufficient number of prosecutions for state or local governments to experience any significant increase in revenues or expenses. Likewise, the reduction in prosecutions from eliminating the current offense of unauthorized computer access will not result in any significant reduction in local government revenues or expenditures.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

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A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large, stylized "J" and "W".

James W. White, Executive Director